

Duane H. Gillman #1194  
**DURHAM JONES & PINEGAR**  
111 East Broadway, Suite 900  
P.O. Box 4050  
Salt Lake City, UT 84110  
Telephone: (801) 415-3000  
Attorneys for Trustee

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION**

In re: JERRY ALLRED and ALESA ALLRED,  Debtors.	Bankruptcy Case Number  08-23244 WTT  [Chapter 7]
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**NOTICE OF TRUSTEE'S INTENT TO SELL REAL  
PROPERTY OF THE ESTATE AND NOTICE OF HEARING**

Notice is hereby given that Duane H. Gillman, Chapter 7 trustee of the Estate of the above-named Debtors ["Trustee"] intends, in the absence of valid objections, to sell the real property which is included in the bankruptcy estate of the above-named Debtors and described below, free and clear of liens and interests with valid liens and/or interests to attach to the sale proceeds.

**I.**

**DESCRIPTION OF REAL PROPERTY**

Lot 41 CR 3640, Sulphur Springs, TX 75482 [the "Real Property"]

**II.**

**NOTICE OF SALE**

The sale price is \$21,000.00.

**III.**

**TERMS AND CONDITIONS OF SALE**

1. **The Real Property will be sold as is, where is and with no warranties or guarantees of any kind.**
2. **The Real Property is sold free and clear of any and all liens and/or interests with valid liens and/or interests to attach to the sales proceeds.**
3. The Trustee will provide standard issue title insurance policy on the Real Property.

**IV.**

**INTENDED DISTRIBUTION OF SALE PROCEEDS**

In the event the intended sale is approved and the Trustee is authorized to sell the above described Real Property and the sale closes, **the net sale proceeds will be used as follows and will be paid in the following order until the sale proceeds are extinguished:**

1. Trustee will pay the first mortgage in favor of Tracy Giles [approx. \$17,500].
2. From the remaining sale proceeds, the Trustee will pay the estates pro rata share of real property taxes due at closing [approx. \$247].
3. From the remaining sale proceeds, the Trustee will pay normal closing costs and provide title insurance on the Real Property [approx. \$746].
4. The balance of the sale proceeds will be held by the Trustee pending further order of this Court.

V.

**NOTICE OF HEARING AND OPPORTUNITY FOR OBJECTIONS**

**PLEASE TAKE NOTICE** that the *Trustee's Motion for Order Authorizing Sale of Real Property of the Estate* will be heard before the Honorable William Thomas Thurman, Chief United States Bankruptcy Judge, on **October 21, 2010 at 9:30 a.m.** The hearing will take place at 206 West Tabernacle, Courtroom 2B, St. George, UT 84770.

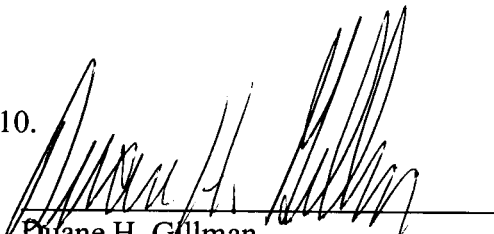
**Your rights may be affected.** You should read this Notice carefully and discuss it with your attorney, if you have one in this case. (If you do not have an attorney, you may wish to consult one.). If you do not want the Court to grant the relief sought in the Motion, or if you want the Court to consider your views on the Motion, then **not later than Monday, September 13, 2010 at 4:30 p.m. MDT,** you or your attorney must file a written objection specifically delineating the nature of the objection with the Clerk of the United States Bankruptcy Court, District of Utah, 350 South Main Street, Salt Lake City, Utah, 84101. If you mail your response to the Court for filing, you must mail it early enough so that the Court will receive it on or before the date specified above. You must also serve a copy on the Movant's counsel at the address listed below.

In addition, you or your attorney must attend the hearing at the date, time, and place set forth above. If you or your attorney do not take these steps, the Court may decide that you do not oppose the relief sought in the Motion and may enter an order granting the relief requested in the Motion. If an objection is not timely filed, the trustee will submit an order granting the Motion to the court and ask that the hearing be stricken.

The Motion may be reviewed at the Office of the Clerk, Room 301, 350 South Main Street, Salt Lake City, Utah, from 8:00 a.m. to 4:30 p.m. on weekdays, excluding holidays. Copies of the Motion may be obtained from the undersigned attorney upon payment of normal copy costs of \$0.23 per page.

In the absence of any objection being made and timely filed, or after a hearing on any objection and upon authorization, the Trustee will proceed with the auction according to the above-noticed terms and conditions.

DATED this 10 day of August, 2010.



Duane H. Gillman  
DURHAM JONES & PINEGAR  
PO Box 4050  
Salt Lake City, UT 84110-4050  
Attorneys for Trustee

**CERTIFICATE OF SERVICE**

I certify that on this 30<sup>th</sup> day of August, 2010, I caused to be served a true and correct copy of the foregoing **NOTICE OF TRUSTEE'S INTENT TO SELL REAL PROPERTY OF THE ESTATE and NOTICE OF HEARING**, by depositing the same in the United States mail, postage pre-paid, or by electronic mail, addressed to all parties appearing on the attached matrix:

/s/ *Helen Doherty*  
DURHAM JONES & PINEGAR

Label Matrix for local noticing  
1088-2  
Case 08-23244  
District of Utah  
Salt Lake City  
Mon Aug 23 08:46:07 MDT 2010

Alese Allred  
2240 East 170 North  
St. George, UT 84790-1434

Jerry Allred  
2240 East 170 North  
St. George, UT 84790-1434

CBC/AES/NCT  
1200 North 7th Street  
Harrisburg, PA 17102-1419

CHASE BANK USA  
C O WEINSTEIN AND RILEY, PS  
2001 WESTERN AVENUE, STE 400  
SEATTLE, WA 98121-3132

Capital One  
PO Box 30281  
Salt Lake City, UT 84130-0281

Cari Giles  
PO Box 1143  
Monticello UT 84535-1143

Chase  
800 Brooksedge Blvd  
Westerville, OH 43081-2822

Chase Bank USA, NA  
PO BOX 15145  
Wilmington, DE 19850-5145

(c)COUNTRYWIDE HOME LOANS  
400 NATIONAL WAY  
SIMI VALLEY CA 93065-6414

Deseret First Credit Union  
147 North 200 West  
Salt Lake City, UT 84103-1596

Dixie Regional Medical Center  
1380 East Medical Center Drive  
St. George, UT 84790-2123

GE Money Bank  
Care of Recovery Management Systems Corp  
25 S.E. 2nd Avenue, Suite 1120  
Miami, FL 33131-1605

Duane H. Gillman  
Durham Jones & Pinegar  
111 East Broadway  
Suite 900  
P.O. Box 4050  
Salt Lake City, UT 84110-4050

Duane H. Gillman tr  
Durham Jones & Pinegar  
111 East Broadway  
Suite 900  
P.O. Box 4050  
Salt Lake City, UT 84110-4050

Landscape Pro's Inc.  
318 East 450 South  
Ivins, UT 84738-5017

Pathology Services Inc  
PO Box 30309  
Charleston, SC 29417-0309

Jessica G Peterson  
Durham Jones & Pinegar  
111 East Broadway, Suite 900  
PO Box 4050  
Salt Lake City, UT 84110-4050

Quest Diagnostics  
PO Box 78874  
Phoenix, AZ 85062-8874

Richins Eye Center  
619 South Bluff Street #1B  
St. George, UT 84770-3969

Tyler T. Todd  
Farris & Utley, PC  
2107 W. Sunset Blvd., 2nd Floor  
St. George, UT 84770-7139

Tracy Giles  
312 County Road  
Sulphur Springs, TX 75482

United States Trustee  
Ken Garff Bldg.  
405 South Main Street  
Suite 300  
Salt Lake City, UT 84111-3402

Wells Fargo Bank  
PO Box 54180  
Los Angeles, CA 90054-0180

Wells Fargo Bank  
PO Box 10438  
Des Moines, IA 50306-0438

David C. West  
321 North Mall Drive  
Suite 0-202  
St. George, UT 84790-7302

Weston J. White  
Farris & Utley  
2107 West Sunset Blvd., 2nd Floor  
St. George, UT 84770-7139

William Allred  
310 East 600 North  
Richfield, UT 84701-1932

Mark S. x2Middlemas  
Lundberg & Associates  
3269 South Main Street  
Suite 100  
Salt Lake City, UT 84115-3773

Addresses marked (c) above for the following entity/entities were corrected  
as required by the USPS Locatable Address Conversion System (LACS).

Countrywide Home Loans  
400 Countrywide Way  
Simi Valley, CA 93065-6298

The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(u)Deseret First Federal Credit Union

(u)William T. Thurman

End of Label Matrix	
Mailable recipients	28
Bypassed recipients	2
Total	30